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August 6, 2007

(Not for Publication)

MORRISON, J.

The juvenile court is directed to strike its finding that appellant “on at least one occasion [] has left the child with an inappropriate caregiver resulting in the child being sexually molested.” The orders of the juvenile court are affirmed.

DAVIS, Acting P.J.

Appellant's petition for rehearing is denied.
DAVIS, Acting P.J.

August 7, 2007

The judgment is affirmed.

HULL, J.

The judgment is affirmed.

DAVIS, Acting P.J.

We Concur: Raye, J.
Hull, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

August 7, 2007, continued

**C054263 In re MATTHEW C.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH
AND HUMAN SERVICES v. LISA C. (Not for Publication)**

The orders of the juvenile court are affirmed.

DAVIS, Acting P.J.

We Concur: Raye, J.

Morrison, J.

C051281 THE PEOPLE v. MATHEWS

BY THE COURT:

Appellant's petition for rehearing is denied.

BLEASE, Acting P.J.

C053101 THE PEOPLE v. GLOVER

BY THE COURT:

Appellant's petition for rehearing is denied.

NICHOLSON, Acting P.J.

August 8, 2007

C049666 THE PEOPLE v. GEAR (Not for Publication)

The judgment is modified... As so modified, the judgment is affirmed...

MORRISON, J.

We Concur: Blease, Acting P.J.

Cantil-Sakauye, J.

C050807 THE PEOPLE v. HUTT (Not for Publication)

The judgment is affirmed.

MORRISON, J.

We Concur: Raye, Acting P.J.

Cantil-Sakauye, J.

C052398 THE PEOPLE v. TILSON (Not for Publication)

The judgment is modified... As modified, the judgment is affirmed.

MORRISON, J.

We Concur: Blease, Acting P.J.

Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

August 8, 2007, continued

C053291 THE PEOPLE v. FRALICK (Not for Publication)

The judgment is affirmed.

SIMS, Acting P.J.

We Concur: Hull, J.

Butz, J.

C054158 THE PEOPLE v. UPP (Not for Publication)

The judgment is affirmed.

SCOTLAND, P.J.

I concur: Sims, J.

I concur that the challenge to the upper term fails... Under the circumstances of this case, however, I believe defendant needs a certificate to challenge the sentence arising from his plea under a negotiated plea agreement. Without one, his appeal must be dismissed...

Cantil-Sakauye, J.

C054578 THE PEOPLE v. ROBERTSON (Not for Publication)

The judgment is affirmed.

CANTIL-SAKAUYE, J.

We Concur: Davis, Acting P.J.

Raye, J.

August 9, 2007

**C052237 COUNTY OF SACRAMENTO v. STATE WATER RESOURCES CONTROL
BOARD et al. (CERTIFIED FOR PUBLICATION)**

The judgment is affirmed. Defendants and respondents shall recover their costs on appeal...

MORRISON, J.

I concur: Sims, Acting P.J.

... I must respectfully dissent...

...To conclude, I do not agree that the language of the Basin Plan supports the trial court's judgment. For that reason I respectfully dissent.

Raye, J.

C052871 REED v. REED (Not for Publication)

The judgment is reversed and the matter remanded to the trial court...

NICHOLSON, J.

We Concur: Sims, Acting P.J.

Morrison, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

August 9, 2007, continued

C054289 In re RICKY M.; THE PEOPLE v. RICKY M. (Not for Publication)

The judgment is affirmed.

SIMS, J.

We Concur: Blease, Acting P.J.

Davis, J.

C054843 THE PEOPLE v. MCENESPY

BY THE COURT:

On the court's own motion, the cause is ordered transferred to the
Appellate Division of the Superior Court...

SCOTLAND, P.J.

C056469 THE PEOPLE v. ARMSTRONG

BY THE COURT:

The court examined the notice of appeal and determined that the order
appealed from is nonappealable. Therefore, the appeal filed on July 30, 2007, is
dismissed.

NICHOLSON, Acting P.J.

August 10, 2007

C053605 THE PEOPLE v. ZUNIGA (Not for Publication)

The judgment is affirmed.

CANTIL-SAKAUYE, J.

We Concur: Blease, Acting P.J.

Raye, J.